

1 AN ACT relating to workplace safety.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 338 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) As used in this section, "emergency action plan":*

6 *(a) Has the same meaning as in 29 C.F.R. sec. 1910.38; and*

7 *(b) Means the procedures and rules to follow in the event of fire, natural*
8 *disaster, or other threatening situation that may pose a health or safety*
9 *hazard to the employees in the workplace.*

10 *(2) (a) Each employer shall create an emergency action plan. The plan shall be*
11 *written, kept in the workplace, and available for employees for review.*

12 *(b) For employers with ten (10) or fewer employees, the emergency action plan*
13 *does not need to be written and may be communicated orally to employees.*

14 *(3) An emergency action plan shall include at a minimum:*

15 *(a) Procedures for employees to report a fire or other emergency;*

16 *(b) Procedures for emergency evacuation, including the type of evacuation and*
17 *exit route assignments;*

18 *(c) Procedures to be followed by employees who remain at the workplace to*
19 *operate critical plant operations before evacuating;*

20 *(d) Procedures to account for all employees after an evacuation;*

21 *(e) Procedures to be followed by employees who perform rescue or medical*
22 *duties; and*

23 *(f) The name or job title of every employee who may be contacted by an*
24 *employee who needs more information about the plan or an explanation of*
25 *his or her duties under the plan.*

26 *(4) Each employer shall establish and maintain an employee alarm system. The*
27 *employee alarm system shall have a distinctive signal for each purpose and*

- 1 comply with the requirements of 29 C.F.R. sec. 1910.165.
- 2 (5) Each employer shall designate and train employees to assist in the safe and
- 3 orderly evacuation of other employees.
- 4 (6) Each employer shall review the emergency action plan with each employee
- 5 covered by the plan when the:
- 6 (a) Plan is developed or the employee is assigned initially to a job;
- 7 (b) Employee's responsibilities under the plan change; or
- 8 (c) Plan is changed.